

In virtual Court

CRM-M-25415-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-25415-2020 (O&M)  
Date of decision: 22.12.2020

Davinder Singh

... Petitioner

Vs.

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present: Mr. N.S. Shekhawat, Advocate  
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

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**ARVIND SINGH SANGWAN, J. (ORAL)**

Prayer in this petition is for grant of regular bail in FIR No.326 dated 26.11.2018 under Sections 379-B, 34 IPC, registered at Police Station Phillaur, District Jalandhar.

On 02.09.2020, following order was passed by this Court: -

*“...Counsel for the petitioner has submitted that the new ground for filing this 2<sup>nd</sup> petition, firstly is that the petitioner is in custody for the last 01 year and 09 months and due to COVID-19 situation, the trial is not progressing further. It is further submitted that*

*when the first application of the petitioner was dismissed and simultaneously, the order granting regular bail to Harjinder Singh @ Babbu (co-accused of the petitioner) was also re-called and the said petition was dismissed and despite a lapse of about 10 months, only 04 PWs, have been examined so far...”*

Learned counsel for the petitioner submits that the petitioner is released on interim bail and has not misused the concession.

Learned State counsel has filed the custody certificate dated 21.12.2020 in the Court today and as per this custody certificate, the petitioner, prior to his release on interim bail, has undergone 01 year and 09 months of custody and is not involved in any other case. Learned State counsel has not disputed that only four prosecution witnesses have been examined so far.

Accordingly, this petition is allowed and the order dated 02.09.2020, granting interim bail to the petitioner, is hereby made absolute.

**[ ARVIND SINGH SANGWAN ]**  
**JUDGE**

22.12.2020  
*vishnu*

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No